

**DRAFTER'S NOTE**  
**FROM THE**  
**LEGISLATIVE REFERENCE BUREAU**

LRB-0027/P1dn  
DAK:kjf:rs

September 29, 2004

1. I have entirely removed s. 54.50 (2) (provisions from current law under s. 50.06, stats., that were renumbered and amended into ch. 54). Therefore, the provisions will remain in ch. 50 and will not be amended. Just to clarify, is that what you want?
2. A segment of the instructions from Bruce Tammie concerned s. 880.33 (8), stats.; they were to combine s. 880.33 (8) (intro.) with s. 880.33 (8) (b) in a new section, numbered s. 54.175, and to "expand to POA-F and Guardian of Estate too." I have not done this. Section 880.33 (8) (b) has already been renumbered s. 54.46 (2) (b); and s. 54.46 (2) (c) concerns a durable power of attorney. Section 880.33 (8) (intro.) does not add anything necessary. What was meant by "expand" to "Guardian of Estate" remains a mystery to me.
3. I have replaced "ward's estate" with "ward's income and assets" throughout.
4. You have requested that the provisions concerning psychotropic medication that are in the Legislative Council's Special Committee on Recodification of ch. 55, WLC 0220/2, be included in this bill. It is very difficult for me to know whether some of the created provisions should be included or not. For example, I have included the creation of s. 55.14 (involuntary administration of psychotropic medication) and s. 55.19 (annual review of order authorizing involuntary administration of psychotropic medication). I have amended s. 55.05 (2) (d), stats., rather than repealing it and creating s. 55.10, as is done in the Leg. Council bill. I also have amended s. 55.06 (6), stats. I have not included sections concerning transfer, order modification, order termination, discharge from protective placement, appeals, etc. I have renumbered s. 880.331 (5) (a) to (g) as s. 55.195 (1) to (6) and (8) and created s. 55.195 (7) and (9); these provisions correspond to s. 54.70 that formerly were in this bill; they are redundant to s. 55.18 (2) and 55.19 (2) in the Legislative Council bill and to s. 55.19 (2) in this bill (I have excepted s. 55.19 (2) in s. 55.195 (intro.)). Note also that they are somewhat redundant to s. 54.40 (4) in this bill. To do more, beyond necessary definition and some cross-reference changes, would ultimately require that the Legislative Council draft (which is in very preliminary form) be incorporated into this one. Please review this material closely to ensure that it does enough for your purpose and advise.
5. Instead of repealing s. 880.32, stats. (your instructions said to "dump it"), I have, after consulting Robert Nelson, who drafts in veterans affairs, renumbered it to s. 45.55. It still has continuing applicability.

6. I have included in this draft subchs. II to V of chapter 880, stats.; the subchapters are repealed, and all of this material is contained within a new subchapter of ch. 54, entitled “Uniform Acts.” You will find the creation of the new subchapter in this draft in ch. 54, together with a very small number of new definitions that are similar to current applicable definitions in ch. 851. The vast majority of the material from the ch. 880 subchapters is toward the end of this draft, however; time constraints have made it impossible for me to format it as the rest of ch. 54 in this draft. I have made no amendments except those necessary for internally changed cross-references. Please review these subchapters in current law and let me know if you desire further amending.

7. This draft does not contain external cross-reference changes (which will be voluminous), an initial applicability section, or an analysis. These will be included in the next version of the bill, which will be formatted as are introducible bills.

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